

REGULAR CITY COUNCIL MEETING
AUGUST 7, 2003

PRESENT

Gayle Bunker
Wesley Bloomfield
Bruce Curtis
Robert Droubay
Margaret Dutson
Glen Swalberg

Mayor
Council Member
Council Member
Council Member
Council Member
Council Member

ABSENT

Alan Riding
Gregory Jay Schafer

Public Works Director
City Recorder

ALSO PRESENT

Richard Waddingham
Judy Sabey
Ken Clark
Bill Keel
Mark Harris
Tyrel Lytle
Steve Boardman
Tysen Boardman

City Attorney
City Treasurer
Asst. Public Works Director
Scout Leader
Scout
Scout
Scout Parent
Scout

Mayor Bunker called the meeting to order at 7:00 p.m. He stated that notice of the meeting time, place and agenda had been posted at the City Building and had been provided to the Millard County Chronicle/Progress and each member of the City Council, at least two days prior to the meeting. Mayor Bunker welcomed those Boy Scouts who were in attendance at the meeting.

Council Member Glen Swalberg offered an invocation, following which Mayor Bunker led those in attendance in the Pledge of Allegiance.

MINUTES

The proposed minutes of a Regular City Council Meeting held July 17, 2003 were presented for consideration and approval. Following review, City Attorney Richard Waddingham noted that he was in attendance at the meeting but was not listed on the minutes. Council Member Glen Swalberg MOVED to approve the minutes of the Regular City Council Meeting held July 17, 2003, as corrected. The motion was SECONDED by Council Member Wesley Bloomfield. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called

for a vote. The motion passed unanimously,

ACCOUNTS PAYABLE

The Council reviewed the accounts payable, a copy of which had been given to them at least two days prior to the meeting. Following review, Council Member Wesley Bloomfield MOVED to approve the accounts payable, dated August 7, 2003, in the amount of \$211,930.53. The motion was SECONDED by Council Member Bruce Curtis. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

BUSINESS

MILLARD COUNTY COMMISSIONER DARON SMITH: ECONOMIC DEVELOPMENT

Commissioner Smith was not in attendance at the meeting.

COUNCIL MEMBER WESLEY BLOOMFIELD: APPROVAL TO HIRE ENGINEER FOR SKATE PARK GRANT

Council Member Bloomfield requested that, in the event an engineer is required for assistance in preparing the grant application for construction of a skate park, the Council approve hiring of an engineer in order to provide any assistance necessary for the grant application. Council Member Robert Droubay MOVED to authorize Mayor Bunker to hire an engineer, if the need arises, for assistance in preparation of the skate park grant application. The motion was SECONDED by Council Member Glen Swalberg. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

CITY ATTORNEY RICHARD WADDINGHAM: ORDINANCE NO. 03-207 AMENDING SECTION 10-351.C.2.b. PERTAINING TO WRITTEN NOTICE OF HEARINGS; AND SECTIONS 10-353, 10-354 AND 10-357.A. TO INCLUDE DEFINITIONAL TERMS

ORDINANCE NO. 03-207

AN ORDINANCE AMENDING THE REVISED ORDINANCES OF DELTA CITY (1981 EDITION), AS AMENDED, ("DELTA CITY ORDINANCES") SECTION 10-351.C.2.b. PERTAINING TO HEARING PROCEDURES; SECTION 10-354 AMENDING THE METHOD OF DELIVERING NOTICE; AND SECTION 10-353 AND 10-357.A. DELETING SPECIFIC DEFINITIONAL TERMS AND MAKING TECHNICAL CORRECTIONS.

City Attorney Waddingham explained that he had sent out notice of three nuisance violations last

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week and, in reviewing the ordinance, he noted some language which he felt should be changed for clarification purposes. City Attorney Waddingham then reviewed the proposed changes with the Council.

Following review, Council Member Glen Swalberg MOVED to adopt Ordinance No. 03-207, an ordinance amending the Revised Ordinances of Delta City (1981 Edition), as amended, ("Delta City Ordinances"), Section 10-351.C.2.b. pertaining to hearing procedures; Section 10-354 amending the method of delivering notice; and Section 10-353 and 10-357.A. deleting specific definitional terms and making technical corrections. The motion was SECONDED by Council Member Wesley Bloomfield. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a roll call vote. The voting was as follows:

Wesley Bloomfield	Yes
Bruce Curtis	Yes
Robert Droubay	Yes
Margaret Dutson	Yes
Glen Swalberg	Yes

The motion passed unanimously.

MAYOR GAYLE BUNKER: CONSIDER FORMATION OF A LANDSCAPE COMMITTEE AND PROPOSED MEMBERS

Mayor Bunker noted that this matter had been discussed at the previous meeting of the City Council. Mayor Bunker had the matter placed on the agenda for further discussion at this meeting for the purpose of formalizing the creation of a committee to assist in landscaping in the City Park and to propose members to be appointed to the committee.

Following discussion of several possible members for the committee, Council Member Glen Swalberg MOVED to organize a landscaping committee to assist in the design and landscaping of a proposed fountain / stream / contemplation area to be constructed in the City Park. The motion was SECONDED by Council Member Margaret Dutson. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

Mayor Bunker will contact those individuals who have been suggested for the committee and will make appointments.

MAYOR GAYLE BUNKER: DELTA CITY SUMMER PARTY

Mayor Bunker suggested that the Council set a date to have a party for the city employees and their families. The Council hosted a party last summer which was well received and enjoyed by all who

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attended. The Council scheduled a summer party on Wednesday, August 27th for all Delta City employees and their families.

ASSISTANT PUBLIC WORKS DIRECTOR KEN CLARK: UPDATE ON PUBLIC WORKS PROJECTS

Assistant Public Works Director Ken Clark reported that the Public Works Department is currently working on the 200 East curb, gutter and sidewalk project. The 150 East portion of the project is complete, including asphalt. It is estimated that the entire project will be completed, including asphalt, by the time school begins on August 20th.

Asst. Public Works Director Clark advised the Council that there had been some unacceptable water samples. Additional samples were sent today; it is expected that there will be unacceptable samples and we will probably be required to chlorinate again. The bacteria level is small, but will require chlorination.

Asst. Public Works Director Clark stated that they are ready to begin base preparation for the new public works building.

OTHER BUSINESS

Mayor Bunker reported that Congressman Chris Cannon will be in Delta on Wednesday, August 13th at 11:00 a.m. to meet with the Mayor and any of the Council, if they desire, and for the monthly noon luncheon meeting with the Chamber of Commerce.

Mayor Bunker called attention to the letter, which had been included in all Council packets, informing of the recertification of Justice Court Judge Stanley K. Robison.

Mayor Bunker reported that Fire Chief Lynn Ashby has lost his cellular telephone. Fire Chief Ashby believes that the telephone was dropped and destroyed at his place of employment. When asking about replacement of the telephone, Mayor Bunker told Fire Chief Ashby that he thought Chief Ashby should pay fifty percent of the cost of replacement. Fire Chief Ashby did not feel that he should be required to pay any of the replacement cost. Mayor Bunker asked for direction from the Council as to how the replacement should be handled, not only in this situation, but for all city employees.

Council Member Bruce Curtis suggested that Delta City obtain insurance on the city cellular telephones, inasmuch as the cost of insurance is rather minimal. Council Member Glen Swalberg

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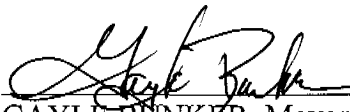
felt that Delta City should replace the telephone, inasmuch as Fire Chief Ashby does a good job for the city and loss of the phone surely was an accident. After receiving direction from the Council, Mayor Bunker stated that Delta City will replace Fire Chief Ashby's telephone and check into the cost of obtaining insurance on the cellular telephones.

Council Member Robert Droubay reported that the Planning & Zoning Commission had received a preliminary plat from Russell Greathouse for a proposed subdivision of approximately ninety lots along and north of 750 North Street between approximately 850 and 1000 East. Mr. Greathouse would like to have the zone changed to Rural Residential (R-R), which the Planning & Zoning Commission has agreed to, and has instructed Zoning Officer Alan Riding to proceed with the process of zone change. In addition, the Planning & Zoning Commission has requested that City Attorney Richard Waddingham prepare an addendum to the zoning ordinance which would allow one-half acre lots in the rural residential zone. Mr. Greathouse plans to have both one-half and one acre lots in the subdivision, with an equestrian park located at the northeast end. Those purchasing one acre lots will be allowed to house animals on their lots but one-half acre lots will not allow housing of animals and owners will be required to house any horses in the equestrian park.

Council Member Droubay indicated that the addendum to the rural residential zone and the request for zone change will be coming before the Council in the near future.

Mayor Bunker asked if there were any comments, questions, or other items to be discussed. There being none, Council Member Robert Droubay MOVED to adjourn the meeting. The motion was SECONDED by Council Member Glen Swalberg. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

Mayor Bunker declared the meeting adjourned at 8:10 p.m.



GAYLE BUNKER, Mayor



GREGORY JAY SCHAFFER, CMC, City Recorder

MINUTES APPROVED: RCCM 09-04-03